

# RECORD OF PROCEEDINGS

Dublin City Council

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

November 3, 2014

Held

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## CALL TO ORDER

Mayor Keenan called the Monday, November 3, 2014 Regular Meeting of Dublin City Council to order at 6:15 p.m. at the Dublin Municipal Building.

## ROLL CALL

Members present were Mayor Keenan, Vice Mayor Gerber, Ms. Chinnici-Zuercher, Mr. Lecklider, Mr. Peterson, Ms. Salay and Mr. Reiner.

Staff members present were Ms. Grigsby, Ms. Readler, Mr. McDaniel, Chief von Eckartsberg, Ms. Mumma, Ms. O'Callaghan, Ms. Puskarcik, Mr. Hahn, Mr. Wagner, Mr. Hammersmith, Mr. Earman and Mr. Kridler.

## ADJOURNMENT TO EXECUTIVE SESSION

Mayor Keenan moved to adjourn to executive session to discuss land acquisition, legal matters, and personnel matters related to the appointment of a public official.

Vice Mayor Gerber seconded the motion.

Vote on the motion: Vice Mayor Gerber, yes; Mr. Lecklider, yes; Ms. Chinnici-Zuercher, yes; Mr. Peterson, yes; Mayor Keenan, yes; Ms. Salay, yes; Mr. Reiner, yes.

The meeting was reconvened at 7:15 p.m.

## PLEDGE OF ALLEGIANCE

The Veterans present in the audience led the Pledge of Allegiance.

## PROCLAMATIONS/SPECIAL RECOGNITION

### • Veterans Week – November 9-15. 2-14

On behalf of City Council, Mayor Keenan presented a proclamation in recognition of Veterans Week to Jeff Noble, Commander of the Lance Corporal Wesley G. Davids American Legion Post 800 and other veterans.

Commander Noble thanked City Council for this recognition and reminded everyone of Veterans Day on Tuesday, November 11. He invited veterans and the public to attend the ceremonies taking place on Tuesday, November 11 at 11 a.m. at the Grounds of Remembrance in Veterans Park. In addition, the VFW Post 10691 and the American Legion Post 800 invite veterans and their families to a breakfast hosted by La Chatelaine from 9-10:30 on Tuesday, November 11. He thanked City Council for this recognition.

### • Dublin Jerome High School Girls Golf Team – State Champions

Mayor Keenan presented a proclamation on behalf of City Council recognizing the members of the Dublin Jerome High School Girls Golf Team who recently won their fourth consecutive state championship! The proclamation was accepted by the team members and their coach, C.D. Butcher. Vice Mayor Gerber presented ball markers commemorating the various Tournaments held in Dublin to each of the golf team members.

### • Courtney D'Angelo, All Ireland Dancing Championships

On behalf of City Council, Mayor Keenan recognized Courtney D'Angelo, Dublin resident who recently achieved Third Place in The All Ireland Dancing Championships 2014. He acknowledged her dance instructors, Katie Regan-Donovan and Nicole Rankin-Lindsay from the Regan-Rankin Academy of Irish Dance.

Ms. Regan-Donovan stated that this is an international, world-qualifying event that took place last weekend in Ireland. They are thrilled and honored that Courtney represented the City of Dublin at this competition. They are very proud of her accomplishments!

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Mayor Keenan read and presented a proclamation to Courtney who thanked all of Council for this recognition!

**CITIZEN COMMENTS**

Claire Pollard, 33 North Third Street, Columbus noted that she represents nearly 1,000 Central Ohio janitors and their families – members of S.E.I.U. Local 1. These are hardworking taxpayers who contribute to the economy by doing essential work. Despite the growth corporate Columbus is enjoying, working families are finding it harder than ever to make ends meet. The Casto Real Estate Company is a prime example of a thriving Central Ohio corporation. As one of the largest retail property owners in the country, Casto-affiliated companies have acquired a significant share of commercial real estate in and around Columbus, valued at over \$41 million. These projects have received millions in state and local subsidies, taxpayer dollars that have funded their developments. But the janitors who clean Casto buildings do not share in this success. The cleaning company hired to clean several of Casto’s properties pays janitors as little as \$9,000/year. Part-time, low wage jobs like these are the reason that the poverty rate in Central Ohio has nearly doubled in the past decade. Because of this, they are concerned that Casto has proposed a large residential development in Dublin’s Bridge Street District and is pursuing a development agreement with the City of Dublin to help fund the project. She urged Council to take the lead in ensuring that corporations benefitting from public tax dollars act responsibly. They urge Council to require as a condition of any project approval that Casto be committed to hiring responsible companies that provide quality jobs to all their employees. They also urge Council to deny Casto’s request for public funding for their projects until the company commits to acting in the public interest by supporting the good jobs that Central Ohio needs.

**CONSENT AGENDA**

Vice Mayor Gerber moved approval of the four Consent Agenda items.  
Ms. Chinnici-Zuercher seconded the motion.

Vote on the motion: Ms. Salay, yes; Mr. Lecklider, yes; Mr. Reiner, yes; Mayor Keenan, yes; Ms. Chinnici-Zuercher, yes; Mr. Peterson, yes; Vice Mayor Gerber, yes. The Clerk announced that the Consent Agenda has been approved by a motion carried 7-0.

- Approval of Minutes of Regular Council meeting of October 27, 2014
- Notice to Legislative Authority re. Liquor Agency Only Application from Kroger Co. 581, 7625 Sawmill Road, Dublin, OH 43016
- **Ordinance 109-14 (Introduction/first reading)**  
Adopting the Annual Operating Budget for 2015. (Second reading/public hearing December 8 Council meeting; workshops scheduled for November 5 and November 12)
- **Resolution 86-14 (Introduction/vote)**  
Authorizing the City Manager to Enter into an Agreement with the Delaware City Prosecutor in the Delaware Municipal Court.

**SECOND READING/PUBLIC HEARING – ORDINANCES**

**Ordinance 106-14**

**Establishing the Name of a New Road as University Boulevard in the City of Dublin, Ohio.**

Mr. Hammersmith stated that construction began this summer of Academic Drive – the 250-foot segment of roadway south of the roundabout at S.R. 161/Industrial Parkway. Paving should occur very soon, and completion of that segment is scheduled for May 2015. Recently, the Administration of the Ohio University Heritage College of

Osteopathic Medicine requested that the City consider changing the name of the roadway to "University Boulevard." Staff reviewed this request and has no objection. Therefore, this legislation is recommended for approval this evening.

Vote on the Ordinance: Mayor Keenan, yes; Mr. Lecklider, yes; Vice Mayor Gerber, yes; Mr. Peterson, yes; Ms. Salay, yes; Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes. The Clerk announced that Ordinance 106-14 has been approved by vote of 7-0.

## **INTRODUCTION/PUBLIC HEARING/VOTE - RESOLUTIONS**

### **Resolution 87-14**

#### **Authorizing the City Manager to Enter into a Contribution Agreement with the City of Columbus for the Sawmill Road/Hard Road Intersection Improvements, Part 2 Project.**

Vice Mayor Gerber introduced the Resolution.

Mr. Hammersmith stated that this relates to the construction agreement for the Sawmill/Hard intersection improvement, part 2, which is being done jointly with the City of Columbus. This agreement provides for the contribution toward that construction project. This has been a joint project with the City of Columbus that will "marry" the intersection improvement with the last Columbus portion of improvements of Hard Road. The projects will be bid together, and staff expects efficiencies in doing so. Columbus will perform the inspection services and construction management for this project and Dublin will pay them a percentage to do so. The percentage is based upon the present estimate for construction, but will be based on the final bids at the time bids are opened. Staff recommends approval.

Vote on the Resolution: Vice Mayor Gerber, yes; Mr. Reiner, yes; Ms. Salay, yes; Mr. Peterson, yes; Mr. Lecklider, yes; Mayor Keenan, yes; Ms. Chinnici-Zuercher, yes. The Clerk announced that Resolution 87-14 has been approved by vote of 7-0.

### **OTHER**

- Presentation re. GPS Tracking System for Snow/Ice Removal

Ms. O'Callaghan stated that snow and ice removal operations are very visible and this important City service affects all City residents and corporate residents. The components of this operation involve procurement of salt and materials; tracking resources; preparing equipment; communicating the status to residents; and then communicating important messages to residents as well. Staff has provided several updates to Council recently about activities in preparation for the winter – including the Snow Go Day, Paint the Plow, etc. Staff has been working since last snow season to create a new tool for this operation. They believe it will help manage the City's snow operations.

- The tool is named "Snow Go" and she shared the logo for this program.
- A team of staff from several departments has been involved in developing this tool, including Fleet, Info Technology, GIS, Community Relations and Public Service.
- The Snow Go tool is a new web page that will be on the City's website in time for the first snow event. It is not live yet. She shared screen shots of a simulated snow event.
- Residents will be able to access the City's website to obtain more snow and ice removal information than ever before.
- Information will be included about how the snow removal efforts are prioritized. The City has a policy of removal of snow and ice from curb to curb. The streets are prioritized into three categories: 1) streets carrying lots of traffic at higher speeds -- arteries such as 33, Avery, Riverside, Dublin Road, shown in green; after completion of priority one routes, crews proceed to priority 2 routes, shown in blue; once priority 2 streets are completed, crews proceed to priority 3, shown in gold – including residential streets and courts.



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- As snow season progresses and during snow events, the City receives many calls from residents about how priorities are determined and why their street has not been plowed. This will be good information for this purpose and residents will be able to search by their address to determine the priority.
- She shared the view the residents will see when they access the webpage during an active snow event. The base web page with priorities will come up first when a snow event is not in process.
- The color-coding and line styles shown in the legend indicate the City crew activities or servicing of streets. Fleet staff installed new GPS units on all the vehicles and plows used in snow removal efforts. They also installed sensors on the plows that indicate if a plow is up or down; there are also sensors on the salt spreaders that will indicate its status. The data being gathered from the GPS units will be used for many purposes – external to provide information to residents and internal to manage City resources. Visuals will indicate on the web the status of snow and ice removal throughout the City. If a street has not been serviced yet, based on priority, it will display as white or light grey background.
- On the left of the screen, timely messages can be communicated about the conditions of streets during an event.
- Similar to the priority screens reviewed, on the service level screen at the top left corner, a specific address can be entered. For a mobile device, one can click the “use my location” feature or a street segment, and it will bring up the box that gives the priority, and status of plowing or salting. The most recent activity – date and time – is also posted on the site.

Mayor Keenan asked if there is an app available for a mobile device, or if it is necessary to use the City’s website for access.

Ms. O’Callaghan responded that it is accessed through the same City website, no matter what device is used. In the future, there may be more options.

- Staff will monitor feedback on the new tool, the usage, and will tweak as needed and make improvements for next year.
- In addition, there is other functionality that will be used internally to help manage the snow events. The managers will quickly be able to determine the progress of addressing the snow and ice event. In the past, the manager had to radio each of the snow plow drivers to obtain the status. This information will now be available from the website and will help with efficiencies.
- There are many reports generated that will help monitor productivity. It will be possible to know what trucks are on the road, how much salt is being used, and other items.
- She noted that to help the internal communication among divisions and work units during snow events, there is one location where the person designated as the event manager – an operations or crew supervisor – updates the event information on a routine basis throughout the snow event. They will be able to enter information about weather conditions, trucks out on the roads, trucks down for repair, salt inventory, and enhanced salt inventory. Therefore, very good data will be available regarding snow operations. Once the event manager completes the form, it will produce and generate an e-mail that is automatically distributed to staff throughout the City.

She stated that staff is hopeful this tool will be very useful to Council and the public as well.

Ms. Chinnici-Zuercher commented that the information provided is excellent. She suggested that information about this new tool be communicated through the e-newsletters and the homeowner associations. It is important to make sure that residents are aware of its existence.

Ms. O’Callaghan stated that after this presentation, staff plans to work with Community Relations to share the information with the community.

Ms. Grigsby asked Ms. O'Callaghan to provide an update on the salt supply.

Ms. O'Callaghan stated that staff was able to obtain a quote from Cargill for enhanced salt. An order was placed earlier today and staff is hopeful that a few more thousand tons will be delivered sometime soon.

Ms. Grigsby added that with this addition, the City will be in the typical status for salt orders, based on previous years.

Ms. O'Callaghan stated that the orders have all been placed, and now it is a matter of the trucks delivering the supply to the City.

### **STAFF COMMENTS**

Ms. Grigsby:

1. Asked Mr. Hammersmith to provide an update on the Dublin/Glick Road intersection improvement project.

Mr. Hammersmith stated that work is in process with the electrical contractor to have the signal operational. Beginning on Monday, the existing signal will be removed and a four-way stop condition will be in place for a week. Staff has worked with ODOT on this coordination. One of the factors involved is the utility delays in moving them out of the way, especially the underground work. The paving was delayed due to the existing strain poles for the signal and the foundation for the cabinet in the paved area where the new turn lanes will be. Staff is working with Shawnee Hills to have law enforcement officers on site during the peak hours. The paving is expected to be completed within a week to 10 days. After the burn test is done on the signal, it is expected to be operational on Tuesday, November 18.

Mr. Reiner asked if officers would be on site during the early morning hour rush at 6 or 7 a.m.

Mr. Hammersmith responded that they typically are on site at 7 a.m. The temperature needs to be 40 degrees and rising to put asphalt down. Typically, there have been two officers working the intersection during the activity. The blinker "stop" signs will be used as well as blinker "stop ahead" signs. In additional, changeable message boards will be used to alert motorists to the changed condition. The goal is to have the project paved and striped by the completion date of November 26.

Mayor Keenan asked if the officers will actually direct traffic during peak hours.

Mr. Hammersmith responded that they will allow the four-way stop to run, but if congestion builds, they will clear out a particular leg of the intersection.

2. Ms. Grigsby noted that there have been some questions over the last few days regarding a pedestrian tunnel location at the future John Shields/Riverside Drive intersection. Staff provided information to Council about previous discussions of this item at workshops and other settings. However, in researching this topic, staff did not find a final discussion and City Council direction specific to the tunnel. The information e-mailed to Council is provided on the dais tonight. Council may want to schedule a timeframe for follow-up discussion. Currently, the pedestrian tunnel is in the plans and it was discussed in a workshop regarding capital projects.

Mayor Keenan agreed that this warrants further discussion, as he was not aware of it being included in the plans.

Ms. Salay suggested that Council members read and review the information provided on the dais and that this topic be scheduled for discussion on November 17.

It was the consensus of Council to do so.

### **COUNCIL COMMITTEE REPORTS**

Ms. Salay, Council representative to the Planning and Zoning Commission reported

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that the Commission met on Thursday to discuss the amendments to the Bridge Street Code that have been in process and approved them. The Commission continues to have some very strenuous objections and many questions related to the Bridge Street District. Among their concerns are traffic, and she noted that there is a Bridge Street traffic study available in the Council conference room. She plans to review it thoroughly over the weekend. Perhaps staff could distribute an executive summary – or the entire report – to the Commission, based on the issues they have raised about traffic. Their traffic concerns relate to the fact that many apartments are proposed for development and the Commission believes not enough office, restaurant, retail development is proposed. They believe that without these other uses, the Bridge Street District will simply be a huge area of apartments. The Commission believes that the mix of uses are important to make the District work. Staff is bringing forward the Code amendments to Council and it will be accompanied by a detailed memo about the discussion points raised by the Commission.

Ms. Chinnici-Zuercher asked staff what could be done to address these concerns. The Bridge Street District is intended to be more of a live/work/play area – similar to an entertainment district with living quarters. What can the City do to generate interest among developers in proposing the buildings with retail, restaurants, entertainment and office uses?

Ms. Grigsby responded that there is a lot of such interest, pointing to the Crawford Hoying development proposals that include retail and restaurant uses. Other developers are looking at potential sites and their projects also include retail and restaurant uses. All of the information the City has gathered through speaker sessions and experts in the field indicates that a certain level of density and critical mass is necessary in order for the retail use to be successful. As projects come in, the retail and restaurant uses will be evaluated to ensure they will have the traffic needed and the appropriate location where people will want to visit. Council will begin to see more of the mixed uses proposed in these future developments.

Vice Mayor Gerber, Administrative Committee Chair reported that Council continues to work with the consultant with respect to identifying candidates for City Manager. In reviewing the profile and schedule for this process, he clarified that Council will meet on November 14 and November 15 to continue review of candidates with the search consultant. The dates of November 20 and 21 are potential interview dates and Council hopes to finalize the selection and make an appointment in December. The profile was prepared in August, and the timeline created was flexible in view of the dynamic nature of the process.

Ms. Chinnici-Zuercher asked for clarification about the meeting time on November 20. Vice Mayor Gerber responded that the meeting is scheduled from 6-9 p.m. on Thursday, November 20. He will ask the Clerk to send out an updated calendar reflecting the times.

Ms. Chinnici-Zuercher asked for a separate sheet listing the dates/times/locations of these search-related special meetings.

Vice Mayor Gerber stated that the Clerk would provide this as well.

Ms. Chinnici-Zuercher, Finance Committee Chair stated that several Committee and Committee of the Whole meetings are scheduled in November, including Wednesday, November 5 at 6:30 p.m. for operating budget review; Wednesday, November 12 at 5:30 p.m. for the cost study review; followed by the second portion of the operating budget review at 6:30 p.m.; and Monday, November 24 at 5 p.m. for the hotel-motel grant application review. She asked that Council members let her know if they are not able to arrive at the start times for the Committee of the Whole (budget) meetings.



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Mayor Keenan stated that he would contact Mr. Lecklider about the upcoming US33 group meetings.

Mr. Lecklider responded that he is aware that the next meeting is scheduled for December 3 and he wants to talk with the Mayor and City Manager about the most efficient way to handle that.

### **COUNCIL ROUNDTABLE**

Mr. Peterson stated that there were two memos in the packet that related to construction and major transportation projects. He asked if the Transportation Communication Advisory Committee meets on a regular basis, or are they a group that is simply kept apprised of City projects.

Ms. Grigsby responded that this Committee was just established and will have scheduled meetings.

Ms. Puskarcik added that Community Relations would work with Public Service to discuss first steps with the group. An organizational meeting will be scheduled and a plan determined for 2015 committee work.

Ms. Chinnici-Zuercher commented that the HDBA group continues to send e-mails about the lack of communication and bridge closing, etc. It is important for this Communication committee to move forward and meet. There is a lot of misinformation being circulated – even by some of the people listed on the committee. It is discouraging, as Council does not yet have the final plan for the road projects.

Mayor Keenan noted that his understanding is that until the final plans are completed sometime in December, Council will not have information to share about this.

Ms. Grigsby stated that the plans are 60 percent complete, and an additional update should be available by the end of November. A memo in the packet focuses on the contracting methods being considered by the City for this project.

Vice Mayor Gerber stated that he had planned to bring this up at the Roundtable as well. His understanding was that at the time the plans are more complete, Council would have the opportunity to provide input on various aspects of the inspection, including some options available. Is this still the plan?

Ms. Grigsby responded that the memo focuses on various construction methods being considered. Staff can provide that update to Council and obtain feedback/respond to any questions about how these processes work. Staff hopes that by the end of November or beginning of December, more information will be available on the different phases of the project, the timeframes for each phase, and the details within those phases.

Mayor Keenan asked if Council would have an opportunity to decide upon the available options.

Ms. Grigsby responded that staff can provide information on options considered and make their recommendation to Council. Staff will seek input and feedback from Council.

Ms. Chinnici-Zuercher added that she understood from a previous memo that the question for Council to decide upon related to whether or not certain options would be explored in order to reduce the timeframe of the project. The memo in the packet about major transportation projects indicates that most of the options are not recommended. The staff recommended contracting method is complicated, so she assumes this will be a future discussion item for Council.

Ms. Grigsby responded that the contracting method recommended is based on both price and time – not only the price. Options such as 24-7 construction or extended construction periods are part of this consideration. Staff is looking at options for accelerating the project, what makes sense in terms of constructability from an

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engineering standpoint, and safety issues. Staff will have more information for Council by the December meeting, and a discussion will be scheduled for that agenda.

Vice Mayor Gerber stated that he also understood that the Communication Task Force would somehow tie into that and serve as ambassadors to help share the information as well as provide input to the City about impacts on businesses.

Ms. Grigsby stated that staff does plan to use this Committee to share information with the community as well as bring information back about what they are hearing out in the community.

Ms. Chinnici-Zuercher emphasized that her understanding was that the committee would be used in the marketing of the plans, but not in the decision about what will be done or the timing.

Vice Mayor Gerber agreed.

Ms. Salay stated that it is problematic if any of the individuals selected for the Committee are sharing erroneous information or making negative comments. It is important for those involved to be excited and positive about this project.

Mr. Peterson asked if staff could provide a map of the detours during the closures. If one intersection is closed, it is important to be aware of where this traffic will be redirected. This is not directly related to the memo, but having such a map will be very helpful.

Ms. Grigsby responded that staff can provide the proposed detour routes and timeframes associated with those.

Ms. Salay asked that staff also provide the informal detours that people who are familiar with the City will use. There are other options that will be available, including the completed Emerald Parkway.

Vice Mayor Gerber stated that this information should also be included in the marketing pieces.

Ms. Grigsby assured Council that staff is working on and discussing these issues every day.

Ms. Salay:

- Thanked the Engineering division for the multi-use path connection made along Shier-Rings Road. This will be a great asset for the residents in the area, who have been anxious for this to be completed.
- Asked about the status of acquisitions for the Dublin Road South multi-use path.

Ms. Grigsby responded that Legal staff filed with the Courts on the remaining property needed for the project. Discussions continue. The utility work and trimming is moving forward. Staff plans to be ready to proceed with construction next year. The hope is that the one remaining property acquisition will be resolved by the time the construction is initiated.

Ms. Chinnici-Zuercher:

- Noted that it is important to invite all former Council members to the opening of Emerald 8, as they were all involved in this project over the years.
- Commented about the memo regarding the proposed Bridge and High valet parking fee. She asked staff to provide more detail on this and what the City's role is, given it is a private sector matter.

Ms. Grigsby responded that Mr. McDaniel can provide details. In general, the agreement executed previously provided that it is the BriHi group's responsibility, and that they could come back at a later time and charge a fee. The group is currently in the process of reviewing this and have requested the City's participation. It is staff's recommendation that the City not participate financially.



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Mr. McDaniel stated that he has nothing to add, as Ms. Grigsby has captured the issue succinctly. They are asking for some subsidy from the City, and staff's recommendation is not to do so at this time. They want to impose a \$2 valet parking fee, but that is based upon the City's financial participation. Staff has asked them to revisit this without the City's participation. Per the memo, they indicated to the City that it was not feasible. Staff's recommendation continues to be not to participate financially in this matter.

Ms. Chinnici-Zuercher stated that she was surprised that they would expect municipal participation in a private sector issue. What is typical for other cities with this kind of situation?

Mr. McDaniel responded that staff met with the development company and with ParkOps, the operator and asked about their experience – specifically with the City of Columbus, given their recent policy discussion related to the Short North area. The City of Columbus is not participating with a subsidy; in fact, there is a permitting process that is somewhat revenue generating to Columbus. The valet parking company is not allowed to use public parking spaces. If the company removes metered spaces in order to accommodate valet service, the company would have to compensate the City for loss of the metered space. Staff believes this was a good benchmark in their recommendation.

Ms. Chinnici-Zuercher moved to adopt the staff recommendation not to subsidize the valet parking operation in Historic Dublin, as requested by Bridge and High Limited and Park Ops.

Mr. Lecklider seconded the motion.

Vote on the motion: Ms. Chinnici-Zuercher, yes; Mr. Reiner, yes; Mr. Peterson, yes; Mayor Keenan, yes; Vice Mayor Gerber, yes; Ms. Salay, yes; Mr. Lecklider, yes.

Mr. Lecklider:

- Thanked Mr. Earman for the update on the City's baseball and softball field use policy. He recognizes that it is a challenging, but necessary task and is a big part of the recreation services that the City provides to the community. He appreciates this and especially the fact that it achieves consistency with what was done with the soccer fields.
- Noted he appreciated the report from Events regarding the Dublin Irish Festival and is aware that a detailed presentation will be part of the annual meeting tomorrow evening. As everyone is aware, it was a successful Irish Festival.

Mr. Reiner noted that the City has been rated as one of the Top 50 best suburbs in American by *Business Insider*. Congratulations to the staff and everyone involved!

Mayor Keenan stated that numerous Special Council meetings are scheduled throughout November. It will be a busy month, and the schedule is subject to change, as Vice Mayor Gerber has noted.

**ADJOURNMENT**

The meeting was adjourned at 8:17 p.m.

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Mayor – Presiding Officer

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Clerk of Council